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BROCADE COMMUNICATIONS SYSTEMS,
INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANDREW E ROTH, derivatively on behalf of
BROCADE COMMUNICATIONS SYSTEMS,
INC.,

Plaintiff,

v.

GREGORY REYES, MICHAEL BYRD
ANTONIO CANOVA, JACK CUTHBERT, and
BROCADE COMMUNICATIONS, SYSTEMS,
INC.

Defendants.

CASE NO.: 3:06:-CV-2786 CRB

JOINT STIPULATION AND
~~PROPOSED~~ ORDER EXTENDING
TIME TO RESPOND TO AMENDED
COMPLAINT

WHEREAS, the complaint in this action was filed on April 24, 2006;

WHEREAS, defendant Brocade Communications Systems, Inc. ("Brocade") filed a
motion to dismiss the complaint on June 8, 2006;

WHEREAS, plaintiff then decided to amend the complaint in lieu of opposing Brocade's
motion to dismiss, and filed an amended complaint on July 14, 2006;

WHEREAS, plaintiff and defendants Brocade previously agreed that defendant's

1 response to the amended complaint would be due on September 11, 2006;

2 WHEREAS, defendant Brocade has requested a three day extension of time to respond to
3 the amended complaint and plaintiff has agreed to such extension;

4 THEREFORE, the parties hereby stipulate as follows:

5 Defendant Brocade's response to the amended complaint shall be served and filed by
6 September 14, 2006.

8 Dated: September 7, 2006

WILSON SONSINI GOODRICH & ROSATI
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16 *Counsel for Defendant*
17 *Brocade Communications Systems, Inc.*

18 Dated: September 7, 2006

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Counsel for Plaintiff Andrew E. Roth

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING,
IT IS SO ORDERED.

Dated: September 8, 2006

THE HONORABLE CHARLES R. BREYER
United States District Judge

